

51-4-1. Deposits by state officers, boards, commissions, institutions, departments, divisions, agencies, and similar instrumentalities.

(1) As used in this section, "agency" means each officer, board, commission, institution, department, division, agency, and other similar instrumentality of the state of Utah.

(2) Except as provided under Section 53B-7-601, or through the receipt of a written variance from the state treasurer, each agency shall deposit daily, if practicable, but no later than once every three banking days, all collections of state money and other public funds with:

- (a) the state treasurer; or
- (b) a qualified depository for the credit of the state.

(3) The state treasurer may make policies governing the reporting and remitting of these funds.

Amended by Chapter 388, 2013 General Session

51-4-2. Deposits by political subdivisions.

(1) As used in this section:

(a) "Officer" means each:

- (i) county treasurer, county auditor, county assessor, county clerk, clerk of the district court, city treasurer, city clerk, justice court judge; and
- (ii) other officer of a political subdivision.

(b) "Political subdivision" means a county, city, town, school district, local district, and special service district.

(2) (a) Each officer shall deposit all public funds daily whenever practicable but not later than three days after receipt.

(b) Each officer shall deposit all public funds only in qualified depositories unless the public funds need to be deposited in a bank outside Utah in order to provide for:

- (i) payment of maturing bonds or other evidences of indebtedness; or
- (ii) payment of the interest on bonds or other evidences of indebtedness.

(3) (a) (i) Each officer shall require all checks to be made payable to the office of the officer receiving funds or to the political subdivision's treasurer.

(ii) An officer may not accept a check unless it is made payable to the office of the officer receiving funds or to the political subdivision's treasurer.

(b) Each officer shall deposit all money he collects into an account controlled by his political subdivision's treasurer.

(4) (a) Except as provided in Subsection (4)(b) and unless a shorter time for depositing funds is otherwise required by law, each political subdivision that has collected funds that are due to the state or to another political subdivision of the state shall, on or before the tenth day of each month, pay all of those funds that were receipted during the last month:

- (i) to a qualified depository for the credit of the appropriate public treasurer; or
- (ii) to the appropriate public treasurer.

(b) Property tax collections shall be apportioned and paid according to Section 59-2-1365.

Amended by Chapter 329, 2007 General Session